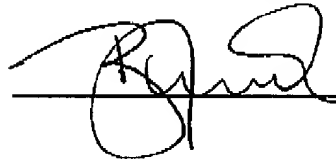


PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE HONORABLE BOARD OF PATENT APPEALS AND INTERFERENCES**

Appl. No. : 09/890,646 Confirmation No. 5225
Applicant : Shinichi AYABE et al.
Filed : August 2, 2001
TC/A.U. : 1638
Examiner : Russell Kallis
Dkt. No. : JKM-001
Cust. No. : 20374

I hereby certify that this paper (and enclosures) are being facsimile transmitted on August 20, 2004, to the United States Patent and Trademark Office to facsimile number (703)872-9306.



NOTICE OF APPEAL

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

August 20, 2004

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated April 20, 2004, of the Primary Examiner finally rejecting claims 25-32, 35, 37, 39-43 and 45.

The items checked below are appropriate:

1. XX A petition for an extension of time to respond to the final rejection is being filed concurrently herewith.

U.S. Patent Appln. S.N. 09/890,646
NOTICE OF APPEAL
Atty. Case No. JKM-001

PATENT

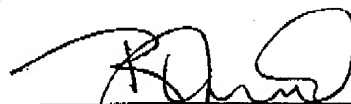
2. XX A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.

3. Fee \$ 330.00 or XX Small Entity \$165.00

XX Charge to Deposit Account No. 111833

 Not required (fee paid in prior appeal)

In the event this paper is not considered to be timely filed, applicant hereby petitions for an appropriate extension of time. The fee for this extension may be charged to our Deposit Account No. 111833, along with any other additional fees which may be required with respect to this paper.



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